(3)

IN THE HON'BLE HIGH COURT OF CHHATTISGARH AT BILASPUR

W.P. No. 4647 /2005

PETITIONER :- Dinesh Kumar Ratade son of Jagdhish-Ram Ratade, aged about 23 years, Resident of village Barbanda, District Raipur (C.G.).

VERSUS

RESPONDENTS :- 1) The State of Chhattisgarh Through - The Secretary, Department of School Education Department, D.K.S. Bhavan, Raipur (C.G.).

2) The Director, Lok Shikshan Sanchanayalay, Raipur (C.G.).

3) The District Education Officer, Raipur (C.G.).

P.F. No. 46381/05 Presented by Shri M.K. Bhadauria Dated 12/9/05

RECEIVED-COPY 13.9.05 CLERK to A.G. BILASPUR

WRIT PETITION UNDER ARTICLE 226 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF WRIT(S), ORDER(S) AND DIRECTION(S) TO DO JUSTICE IN THE MATTER.

(21)

HIGH COURT OF CHHATTISGARH AT BILASPUR

Writ Petition No. 4647 of 2005

Petitioner: Dinesh Kumar Ratade

Versus

Respondents: The State of Chhattisgarh and others

Single Bench: Hon'ble Mr. Justice **Satish K. Agnihotri**.

Shri M. K. Bhaduri, Advocate for the petitioner.

Smt. Anju Ahuja, Deputy Govt. Advocate for the Respondents.

ORDER

(8th November, 2006)

The following order of the Court is passed by **Satish K. Agnihotri, J.**

1. The father of the petitioner namely Shri Jagdish Ram Ratade, while working as Head Master in Chataudh Primary School, Raipur, died in harness on 4.10.2000. The petitioner, being son i.e. dependent and legal heir, made an application for compassionate appointment on 27.11.2001 (Annexure P/2). According to the petitioner, his case for compassionate appointment was not considered on account of the fact that the death of his father occurred before creation of the new State of Chhattisgarh.

2. Recently the State Government has issued circular dated 2.2.2006 to consider the cases of dependent legal heirs of deceased employees on compassionate basis where the deceased employee died during the period from 1.11.1997 to 31.10.2000. This Court has also passed order dated 20.12.2005 in W. P. No.

(22)

1322/2002 and other connected matters, in regard to the matters relating to compassionate appointments.

3. In view of the above, the State Government is directed to consider the case of the petitioner as per its own circular dated 2.2.2006 and also in view of the order dated 20.12.2005, passed by this Court in W. P. No. 1322/2002 and other connected matters on its own merit, in accordance with law.

4. For the reasons stated-above, the writ petition stands disposed of. No order as to costs.

Sd/-
Satish K. Agnihotri
Judge

Thakur